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DEC 22 2005

OFFICE OF PETITIONS

In re Application of :
Bruckhart et al. :
Application No. 10/670,007 :
Filed: September 24, 2003 :
Title: Method and Apparatus for Securing a :
Tee Shirt to a Bra :

ON PETITION

This is a decision on the petition under 37 CFR 1.181 to withdraw the holding of abandonment, filed March 14, 2005.

The petition to withdraw the holding of abandonment is **GRANTED**.

This application was held abandoned September 17, 2005 for failure to timely reply to the non-final Office Action mailed on June 16, 2004. The non-final Office Action set a three (3) month extendable time period for reply. A Notice of Abandonment was mailed January 11, 2005.

Petitioner asserts that a reply to the non-final Office Action was timely submitted on September 2, 2004. As evidence, petitioner has submitted a copy of the reply which contains a certificate of mailing pursuant to 37 CFR 1.8.

The response submitted September 2, 2004 has not been located in the Office, however, in view of the evidence submitted, the response is deemed timely.

The Notice of Abandonment is hereby vacated and the holding of abandonment is withdrawn.

The address on the petition differs from the correspondence address of record. While a courtesy copy of this decision is being mailed to the person signing the present petition, all future correspondence will be directed to the address currently of record until such time as appropriate instructions are received to the contrary.

The application file is being forwarded to the Technology Center 3700 for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with the first name "Charlema" being more prominent and the last name "Grant" following in a similar style.

Charlema R. Grant
Petitions Attorney
Office of Petitions

cc: John Wiley Horton
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